

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

NATHAN BROWN,

Plaintiff,

VS.

ENCOMPASS INSURANCE COMPANY OF AMERICA,

Defendant.

Case No. CIV-24-959-SLP

February, 2026 TRIAL DOCKET

## **SECOND AMENDED SCHEDULING ORDER**

The Court enters this Second Amended Scheduling Order pursuant to the Corrected Order [Doc. No. 23] entered on June 3, 2025. The following amended deadlines are set by the Court:

Jury Trial Demanded X

Non-Jury Trial \_\_\_\_\_

**THE FOLLOWING AMENDED DEADLINES ARE SET BY THE COURT**

1. Motions to join additional parties to be filed by **EXPIRED.**
  2. Motions to amend pleadings to be filed by **EXPIRED.**
  3. (a) Plaintiff to file a final list of expert witness(es) in chief and submit expert reports to defendant by 11-3-25.\*  
(b) Defendant to file a final list of expert witness(es) in chief and submit expert reports to plaintiff by 14 days thereafter.\*
  4. (a) Plaintiff to file a final list of witnesses, together with addresses and brief summary of expected testimony where a witness has not already been deposed by 11-3-25.\*  
(b) Defendant to file a final list of witnesses (as described above) 14 days thereafter.\*
  5. (a) Plaintiff to file a final exhibit list by: 11-17-25.\* Defendant to file objections to Plaintiff's final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B), by 14 days thereafter.  
(b) Defendant to file a final exhibit list by 11-24-25.\* Plaintiff to file objections to Defendant's final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B), by 14 days thereafter.  
**\*The listing of witnesses and exhibits shall separately state those expected to be called or used and those which may be called or used if the need arises. Except for good cause shown, no witness will be permitted to testify and no exhibit will be admitted in any party's case in chief unless such witness or exhibit was included in the party's filed witness or exhibit list.**
  6. Discovery to be completed by 1-2-26.
  7. All dispositive and *Daubert* motions to be filed by 12-1-25.  
If the deadline for dispositive motions and *Daubert* motions precedes the discovery deadline, the parties are expected to conduct any discovery necessary for such motions in advance of the motion deadline.
  8. Trial docket FEBRUARY, 2026\*\*  
**\*\*Trial dockets generally begin the second TUESDAY of each month; however, this practice varies, particularly during holidays. The published trial docket will announce the trial setting.**  
The interval between the dispositive motion deadline (§ 7) and the trial docket (§ 8) is relatively inflexible. An extension of time to file or respond to a motion for summary judgment will likely affect the trial setting.
  9. Designations of deposition testimony to be used at trial to be filed by 1-2-26. Objections and counter-designations to be filed by 1-9-26. \*\*\*\*Parties objecting to use of deposition testimony must submit with their objections, the relevant portions of the deposition transcript with specific testimony highlighted.\*\*\*\*

10. Motions in limine to be filed by 1-2-26  
**\*\*\*\*Unless leave of Court to file separate motions in limine is granted, all motions in limine shall be consolidated into a single filing, which shall be subject to the page limitation in LCvR 7.1(d).\*\*\*\***
11. Requested voir dire to be filed by 1-2-26.
12. Trial briefs (optional unless otherwise ordered) to be filed by 1-2-26.
13. Requested jury instructions to be filed on or before 1-2-26.\*\*\*
14. NON-JURY CASES ONLY: Proposed findings and conclusions of law to be filed no later than \_\_\_\_\_.\*\*\*  
**\*\*\*In addition to filing, the parties are encouraged, but not required, to submit their proposed jury instructions or findings of fact and conclusions of law in Word format to the Clerk via the Court's designated mail box: [palk-orders@okwd.uscourts.gov](mailto:palk-orders@okwd.uscourts.gov)**
15. Any objection or responses to the trial submissions referenced in 10, 11, 12, 13, or 14 to be filed within seven (7) days thereafter. Replies, if warranted, to be filed within three (3) days.
16. Proposed final pretrial report, approved by all counsel, **and in full compliance** with Local Rules (see Appendix IV), together with a proposed order approving the report, to be submitted to the Court by 1-2-26.
17. This case is referred to the following Court-sponsored ADR/settlement process or special trial track:
- \_\_\_\_ by agreement of the parties, with the approval of the Court:  
 \_\_\_\_ by Order of the Court:
- \_\_\_\_ Mediation  
 \_\_\_\_ Judicial Settlement Conference  
 \_\_\_\_ Other \_\_\_\_\_
- If the case is referred to mediation or some other form of private ADR, the process shall be completed and a report filed with the Court by the parties, stating whether the case settled, not later than \_\_\_\_\_.
18. \_\_\_\_\_ The parties consent to trial by a Magistrate Judge.
19. Initial disclosure pursuant to Fed. R. Civ. P. 26 has been made \_\_\_\_\_; is excused \_\_\_\_\_; or shall be made no later than \_\_\_\_\_.
20. Other: **If the parties are interested in a judicial settlement conference, they shall timely advise the Court.**

DATED this 3<sup>rd</sup> day of June, 2025.

BY ORDER OF THE COURT  
 JOAN KANE, CLERK

By s/ Lori Gray  
 Deputy